

1906-024 Chancery Causes: Wynn Daugherty vs. Adm. of Ida Farley &
Lee Co.

Ball

CA-Debt

T-Property

To the Honorable H.A.W.Skeen, Judge of the Circuit Court of
Lee County, Virginia:

Humbly Complaining your Complainant, Wynn Daugherty, would respectfully show unto your honor, on behalf of himself and all other simple contract creditors of Ida Farley dec. that the said Ida Farley departed this life on or about the ___ day of ___ 190--; that she was in her lifetime and at the time of her death, indebted to your Complainant in the sum of \$86.40, with an arrear of interest thereon from the 5th day of June 1905 till paid, due by note and account for goods wares and money and funeral expences; that said debt is yet due owing and unpaid, was not paid by decedent in her life time nor by her administrator since her death.

Your Complainant alleges that on the ___ day of ___ 1905 the estate of the said Ida Farley was on motion of your Complainant committed to P.M. Ball, Sheriff of Lee County for administration; that the said Ida Farley at the time of her death did not possess any personal estate, more than allowed under the poor man's law which is exempt from payment of debts, but your Complainant alleges, that she was seized and possessed of a one-ninth interest, in a tract of land situated in Lee County, being the lands owned by Jeremiah Daugherty, at the time of his death, containing about 140 acres and bounded by the lands of Lizzie Roop, Jones, Baumgarder and others, said decedent owned a one-ninth interest in said tract, subject to the estate of your Complainant, therein, till his youngest brother or Sister is twenty one years of age, pursuant to will of Jeremiah Daugherty dec. that being so seized and possessed, she the said Ida ^{Farley nee -} Daugherty died on the day aforesaid leaving a husband Sam Farley and one infant child _____ Farley only _____ years old.

Your complainant alleges that his debt is unpaid and he here files his account proven by the affidavit of witnesses, marked "A" and asked to be treated as part of this bill, and your Complainant, also, alleges that there are no other debts against said estate.

In tender consideration of which, and forasmuch as your complainant is remediless save by the aid of a court of equity,

He prays therefore that P.M. Ball Administrator of Ida Farley dec, Sam Farley and _____ Farley an infant be made parties defendant to this bill and be required to answer the same but not on oath that being waived ;that a proper Guardian ad litem be appointed to defend for the infant defendant;that if deemed necessary an account be taken of your complainant's debt and any other debts claimed against said estate ;that on a hearing said interest in land as aforesaid described be sold to satisfy your complainants said debt,as there are no assets in the hands of the Administrator to pay said debt;and your Complainant prays for all other and further relief generally that the nature of his case may require or to equity seem meet and he will ever pray &c. &c.

M. G. Eley, Jr. -

May the 3rd 1905
Debt to Wynn Dargherty
for Cash received to the
amount of Thirty Dollars \$30.00

Witness R. L. Wynn
Witness D. A. Wynn

Ida ^{my}Harley
mark

May the 5th 1905
Ida Harley Dec
Debt to Wynn Dargherty
\$6.40

Witness J. K. Hurst

June the 1st 1905
Ida Harley Dec
Debt to Wynn Dargherty
\$20.00

Witness J. K. Wynn
R. C. Wood

June the 5th 1905
Ida Harley Dec
Debt to Wynn Dargherty
for ~~the~~ Beriel
expenses \$

\$30.00
\$86.40
30
116.40

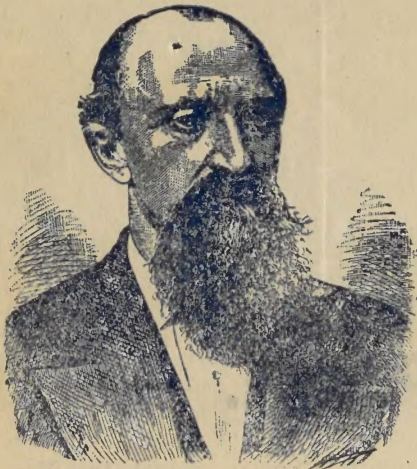
Sam Harley

Price

Description

$$9) \overset{140}{\underset{50}{190}} (15) 2$$

"D."



Office of
Mineral Hill Springs Sanitarium

W. J. Hoacker, M. D., Proprietor.

Cate Spring, East Tennessee.

June 3, 1905
Mr Winston Daugherty
To W J Hoacker Jr.

May ^{up} arrival sister Ida
at \$2.00 per die.
June 3 died 2 ~~1~~ days attention \$54.00
By cash 40.00
Due \$14.00

Received in full

W J Hoacker

NATURE'S SANITARIUM.

On account of the wonderful tonic and health-giving energy that invalids find in these waters, the Mineral Hill Springs are well called "Nature's Sanitarium"; and hardly less celebrated than the springs themselves is the proprietor of this marvelous resort for the sick, Dr. W. J. Heacker, an eminent physician and surgeon from the great German University of Bonn, who makes a specialty of difficult and chronic cases; and in conjunction with the mineral-charged waters of the springs can and does cure the worst cases of Rheumatism in six weeks; Sciatica in a few moments; Appendicitis without the knife. All stomach and bowel diseases yield like magic to this treatment, including hemorrhoids, fissures, fistulas, etc. Spinal curvatures and diseases are cured; Fevers and blood poisons. Gonorrhea is cured in a week. Dr. Heacker can cure paralysis, and many cases that have been cured and staid cured for years are living in the vicinity and can be communicated with if desired. He also makes a specialty of Female Weakness and Diseases, for which one of the mineral waters is a great specific.

The Sanitarium Hotel is fully equipped with modern conveniences; has a capacity for 200 guests; has two daily mails, telegraph, telephone, baths, etc; has a variety of splendid music for the entertainment of its guests; is provided at all times with a large and carefully selected stock of pure drugs and medicines, together with the latest and most approved medical and surgical appliances. Consultations and examinations made at the office are always free, but treatments are invariably for cash. Parties desiring to do so can make arrangements at any time for board and treatment combined.

SUMMER TERMS FOR BOARD.

Per Hotel Month.....\$30.00

Per Week.....\$8.00

Per Day.....\$1.50

Special Rates for Families and Parties. Children under Ten
Years of Age and Colored Servants Half-price.

Mineral Hill Springs Sanitarium is situated in Bean's Station Valley, near the foot of Clinch mountain, ten miles from Morristown, Tennessee. The mild climate of this state needs no encomium. Among the justly celebrated medical springs of this region the wonderful combination of healing waters at Mineral Hill Springs lead, both in efficacy and delightfulness of location. Nature's artistic plan of mountains, hills and vales, with accompanying cool and refreshing breezes, presents a picture of surpassing grandeur. Besides the eight mineral springs in the immediate vicinity (the analysis of which, with other particulars, will be sent upon application) there are, surrounding, other springs of every known variety. The Red, White and Black Sulphur, Chalybeate, Epsom and Alum waters are specifics for the cure of diseases of the liver and kidneys, stomach and bowels, scrofula, rheumatism and all diseases peculiar to women.

For further particulars, address the proprietor,

W. J. Heacker, M. D., Mineral Hill Springs Sanitarium, Tate Spring, Tenn.

Costs:

Clerk	\$4.46
Shff.	1.00
G. A. L.	5.00
Atty	15.00
Dred	5.00
Estimated	1.50
Pay	

\$36.96

1.8 4 8 0

36.9 6

38.8 0

1.5 0

\$37.3 0

2.3 0

35.00

Wynn. Daugherty Plff

vs Bill in Chancery.

P. M. Ball, adm. et al. by

1906. 1st February Rules

Bill filed Spa. ex-
cented as to adult de-
fendants + Ans B.R.

L. filed

" 2nd February Rules

D. W. confirmed +
cause set for
hearing.

Sale made to Wynn Daugherty.
apex - 21st 1906. at \$100.00.
M. G. Ely.
Coun.

In the Circuit Court for the County of Lee,
to-wit:

THE ANSWER OF Audrey Farley

infant under the age of twenty-one years, by J. O. Woodward
guardian ad litem, assigned to defend him in this suit, to a bill of complaint exhibited against
him and others in the Circuit Court for the County of
Lee, by Wynn. Daugherty and others.

The respondent, reserving to himself the benefit of all just exceptions to the said bill, for
answer thereto, answering by said guardian ad litem, say that he is an infant of
tender years, and by reason of such disability is incapable of understanding, or of
taking care of his rights and interests, He therefore commend the same
to the protection of the court, and prays that no decree may be pronounced which will tend
to his prejudice.

And having answered, the respondent pray to be hence dismissed with his
reasonable costs, in this behalf expended; and he will ever pray, &c.

J. O. Woodward Guardian ad litem.

p. d.

OF

ss.

This day, J. O. Woodward, whose name is signed to
the foregoing answer, personally appeared before me, H. C. Joslyn J. P.
and made oath that the statements made therein, so far as they depend upon his own knowl-
edge, are true, and so far as they depend upon knowledge derived from others he believes them
to be true.

Given under my hand, this 3rd day of February 1906,
H. C. Joslyn J. P.

P. M. Bell, adm et al.

adv. }

ANSWER
OF
INFANT DEFENDANT.

Wynn Daugherty

Filed February 5, 1906.

J. H. Ewing,
Clerk.

S.A.T. \$5⁰⁰

Myrm Daugherty Plff.

vs. $\frac{3}{2}$ In Chancery—

P. M. Ball. adm et als Defs.

This cause came on this day to hear upon the papers formerly read in the cause, the report of sale by Commissioner M. G. Ely, and was argued by counsel—
On consideration of which, the Court doth approve and confirm said sale, and it appearing from said report, that the purchaser is entitled to a deed to said land, he having paid the costs and commission and the debt being due him, M. G. Ely. is hereby appointed a Commissioner who will execute and deliver to the purchaser a deed with covenants of special warranty and said deed having executed and filed in this cause, seen and inspected by the Court is approved and confirmed, and the purchaser may withdraw said deed for recordation, paying the Commissioner \$5⁰⁰ for executing the same, and said Commissioner will disburse the costs in his hands to the parties entitled thereto, and this cause is stricken from the docket,

Wynn. Dargerty Offr
vs. E. Pierce Finner,
P.M. Ball, adm. Robt. Deft.

Entered in C.O.B.
#8, page 155-

Enter this

J. A. W. Blum

May 22-1906.

Wynn Daugherty, Plaintiff,

Against) In Chancery

P.M. Ball Administrator &c. and others, Defendants.

This cause came on this day to be heard upon the bill of Complainant and exhibits filed therewith, the answer of the infant defendant by J.O. Woodward Guardian ad litem, duly sworn to and general replication to said answer, and was argued by counsel:

On consideration of which, the bill is taken for confessed as to the adult defendants P.M. Ball admr. &c and Sam Farley, each of which failed to appear plead answer and demur, process having been duly executed upon them, and it appearing to the court that the plaintiffs claim is duly proven, it is therefore adjudged ordered and decreed that

Wynn Daugherty the plaintiff recover of the defendant P.M. Ball admr. &c, the sum of \$86.40, with interest from the 5th day of June 1905,

till paid and the costs of this suit; and if said amount is not paid by the time this court adjourns then M.G. Ely who is hereby appointed a commissioner for the purpose will advertise and sell the real estate described in the said bill, at public auction, at the front door of the court house, after having advertised the same for at least 30 days by notices posted at the front door of the Court house and in the vicinity of said land, said sale will be on a credit of one and two years except costs of suit and commissions of sale which will be paid down, and residue secured by notes with good personal security but before he performs the duties required of him he will execute bond before the clerk of this court in the sum of \$100. conditioned according to law and report to court and the cause is continued.

Wynn, Daugherty Plff.
vs. \sum Deere -
P. M. Ball, adur et al.

Entered in C.O.B.
#8, page 1257c -

86.40
35
121.40

Enter this

J. A. US 51

Feb. 20 - 1906 -

To the Honorable H.A.W.Skeen, Judge of the Circuit Court of Lee County, Virginia:

Your undersigned Commissioner in the Chancery cause of Wynn Daugherty against P.M.Ball admr. and others would respectfully report that pursuant to the decree entered in said cause at the last term of the Circuit Court of Lee County, that he advertised and sold the lands described in the said bill and proceedings, at the front door of the Court House of Lee County at which sale, Wynn Daugherty was the highest and best bidder at the price of \$135. the amount of his debt and costs of suit and commissions. Said purchaser paid your Commissioner \$20. on the Costs and commission and is still due \$15.58, which he will pay before the sale is confirmed, he did not give his notes for deferred purchase money, because the same was going to him.

Respectfully Submitted.

M. V. Ely

Special Commissioner.

Wynne Daugherty Puffr
no. 33 Report of sale.

P. M. Balladun et al

Filed May 10, 1906.

J. C. T. Goring,
clerk.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

*P. M. Ball, Administrator
of Ida Farley, dec'd, Sam Farley and
Farley, infant Ruby*

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on
the *1st* Monday in *February*, 190*6* to answer a bill in chancery exhibited against *them*

by Wynn Dargherty

And have then there this writ. Witness, H. C. T. EWING, Clerk of our said Court, at the court-house, the *5th*
day of *January*, 190*6*, and 1*30*" year of the Commonwealth.

A Copy, Teste:

H. C. T. Ewing, Clerk.

_____, Clerk.

Hymn Daugherty

VS

SUBPOENA
IN
CHANCERY.

P.M. Ball, admr. et al.

M. G. Ely p. q

To 1st February Rules.
Lee Circuit Court.

1906
Exhibited By Delivering
a true copy of the
within & pa to
P.M. Ball admr and
Sam Farley this
the 15 day of Jan 1906
for P.M. Ball & C. E. Denny
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